

03 DEC 31 AM 6:49

Date: August 28, 2002 Atty Docket No.: 000166.0108-US01

Inventor: J. Michael Ramstack, et al.

Application No.: 10/022,859

Filing Date: December 20, 2001

Title: PREPARATION OF MICROPARTICLES HAVING IMPROVED FLOWABILITY

Documents Filed:

Transmittal Letter (in duplicate);

Fee Transmittal;

Amendment Transmittal Letter (in duplicate);

Preliminary Amendment;

Supplemental Information Disclosure Statement;

Form PTO/SB/08A;

One cited document;

Check No. 300679 for \$336.00 to cover the additional claims fee; and

Return receipt postcard.



STAMP AND RETURN

FEE TRANSMITTAL for FY 2002 <small>Patent fees are subject to annual revision.</small>		<i>Complete if Known</i>																																																																																																																																																																																															
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application Number	10/022,859-Conf. #1415																																																																																																																																																																																														
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METHOD OF PAYMENT (check all that apply) <input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None <input type="checkbox"/> Deposit Account Deposit Account Number: 50-0740 Deposit Account Name: Covington & Burling The Commissioner is hereby authorized to: (check all that apply) <input type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments <input type="checkbox"/> Charge any additional fee(s) during the pendency of this application <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.		FEE CALCULATION (continued) 3. ADDITIONAL FEES <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2">Large Entity</th> <th colspan="2">Small Entity</th> <th rowspan="2">Fee Description</th> <th rowspan="2">Fee Paid</th> </tr> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> </tr> </thead> <tbody> <tr><td>105</td><td>130</td><td>205</td><td>65</td><td>Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>127</td><td>50</td><td>227</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>139</td><td>130</td><td>139</td><td>130</td><td>Non-English specification</td><td></td></tr> <tr><td>147</td><td>2,520</td><td>147</td><td>2,520</td><td>For filing a request for <i>ex parte</i> reexamination</td><td></td></tr> <tr><td>112</td><td>920*</td><td>112</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>113</td><td>1,840*</td><td>113</td><td>1,840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>115</td><td>110</td><td>215</td><td>55</td><td>Extension for reply within first month</td><td></td></tr> <tr><td>116</td><td>400</td><td>216</td><td>200</td><td>Extension for reply within second month</td><td></td></tr> <tr><td>117</td><td>920</td><td>217</td><td>460</td><td>Extension for reply within third month</td><td></td></tr> <tr><td>118</td><td>1,440</td><td>218</td><td>720</td><td>Extension for reply within fourth month</td><td></td></tr> <tr><td>128</td><td>1,960</td><td>228</td><td>980</td><td>Extension for reply within fifth month</td><td></td></tr> <tr><td>119</td><td>320</td><td>219</td><td>160</td><td>Notice of Appeal</td><td></td></tr> <tr><td>120</td><td>320</td><td>220</td><td>160</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>121</td><td>280</td><td>221</td><td>140</td><td>Request for oral hearing</td><td></td></tr> <tr><td>138</td><td>1,510</td><td>138</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td></td></tr> <tr><td>140</td><td>110</td><td>240</td><td>55</td><td>Petition to revive - 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late filing fee or oath		127	50	227	25	Surcharge - late provisional filing fee or cover sheet		139	130	139	130	Non-English specification		147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination		112	920*	112	920*	Requesting publication of SIR prior to Examiner action		113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action		115	110	215	55	Extension for reply within first month		116	400	216	200	Extension for reply within second month		117	920	217	460	Extension for reply within third month		118	1,440	218	720	Extension for reply within fourth month		128	1,960	228	980	Extension for reply within fifth month		119	320	219	160	Notice of Appeal		120	320	220	160	Filing a brief in support of an appeal		121	280	221	140	Request for oral hearing		138	1,510	138	1,510	Petition to institute a public use proceeding		140	110	240	55	Petition to revive - unavoidable		141	1,280	241	640	Petition to revive - unintentional		142	1,280	242	640	Utility issue fee (or reissue)		143	460	243	230	Design issue fee		144	620	244	310	Plant issue fee		122	130	122	130	Petitions to the Commissioner		123	50	123	50	Processing fee under 37 CFR 1.17(q)		126	180	126	180	Submission of Information Disclosure Stmt		581	40	581	40	Recording each patent assignment per prooerty (times number of prooerties)		146	740	246	370	Filing a submission after final rejection (37 CFR 1.129(a))		149	740	249	370	For each additional invention to be examined (37CFR 1.129(b))		179	740	279	370	Request for Continued Examination (RCE)		169	900	169	900	Request for expedited examination of a design application		Other fee (specify) _____						*Reduced by Basic Filing Fee Paid				SUBTOTAL (3) (\$)	0.00
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SUBMITTED BY Name (Print/Type): Andrea G. Reister Signature: <i>Andrea G. Reister</i>		<i>Complete (if applicable)</i> Registration No. (Attorney/Agent): 36,253 Telephone: (202) 662-6000 Date: August 28, 2002																																																																																																																																																																																															

AMENDMENT TRANSMITTAL LETTERDocket No.
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10/022,859-Conf. #1415Filing Date
December 20, 2001Examiner
Not Yet AssignedArt Unit
1615

Applicant(s): J. Michael Ramstack, Ph.D., et al.

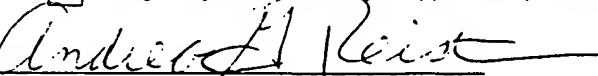
Invention: PREPARATION OF MICROPARTICLES HAVING IMPROVED FLOWABILITY

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	51	- 64 =		x	0.00
Independent Claims	8	- 4 =	4	x 84.00	336.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					336.00

☒ Large Entity☐ Small Entity☐ No additional fee is required for this amendment.☐ Please charge Deposit Account No. _____ in the amount of \$ _____.
A duplicate copy of this sheet is enclosed.☒ A check in the amount of \$ 336.00 to cover the filing fee is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.☒ The Commissioner is hereby authorized to charge and credit Deposit Account No. 50-0740
as described below. A duplicate copy of this sheet is enclosed.☒ Credit any overpayment.☒ Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.Andrea G. Reister
Attorney Reg. No.: 36,253

Dated: August 28, 2002

COVINGTON & BURLING
1201 Pennsylvania Avenue, N.W.
Washington, DC 20004-2401
(202) 662-6000

Docket No.: 000166.0108-US01
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
J. Michael Ramstack, Ph.D., et al.

Application No.: 10/022,859

Group Art Unit: 1615

Filed: December 20, 2001

Examiner: Not Yet Assigned

For: PREPARATION OF MICROPARTICLES
HAVING IMPROVED FLOWABILITY

TRANSMITTAL LETTER

Commissioner for Patents
Washington, DC 20231

Dear Sir:

Enclosed are the following items for filing in connection with the above-referenced Patent Application:

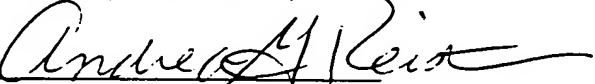
1. Fee Transmittal;
2. Amendment Transmittal Letter (in duplicate);
3. Preliminary Amendment;
4. Supplemental Information Disclosure Statement;
5. Form PTO/SB/08A;
6. One cited document;
7. Check No. 300679 for \$336.00 to cover the additional claims fee; and
8. Return receipt postcard.

The Commissioner is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 50-0740, under Docket No. 000166.0108-US01. A duplicate copy of this paper is enclosed.

It is not believed that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to our Deposit Account No. 50-0740.

Dated: August 28, 2002

Respectfully submitted,

By 

Andrea G. Reister

Registration No.: 36,253
COVINGTON & BURLING
1201 Pennsylvania Avenue, N.W.
Washington, DC 20004-2401
(202) 662-6000

Docket No.: 0001600108-US01

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
J. Michael Ramstack, et al.

Application No.: 10/022,859-Conf. #1415

Group Art Unit: 1615

Filed: December 20, 2001

Examiner: Amy E. Pulliam

For: PREPARATION OF MICROPARTICLES
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1911 South Clark Place
Arlington, VA 22202

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Enclosed are the following items for filing in connection with the above-referenced Patent Application:

1. Resubmission of Documents;
2. Copy of date stamped postcard evidencing receipt by the PTO on August 28, 2002 of the documents listed below as items 3-10;
3. Transmittal Letter;
4. Fee Transmittal;

5. Amendment Transmittal Letter;
6. Preliminary Amendment;
7. Supplemental Information Disclosure Statement;
8. Form PTO/SB/08A;
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10. Check No. 300679 for \$336 to cover the additional claims fee; and
11. Return receipt postcard.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 50-0740, under Order No. 000166.0108-US01. A duplicate copy of this paper is enclosed.

It is not believed that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to our Deposit Account No. 50-0740.

Dated: July 31, 2003

Respectfully submitted,

By 

Andrea G. Reister

Registration No. 36,253
COVINGTON & BURLING
1201 Pennsylvania Avenue, N.W.
Washington, DC 20004-2401
(202) 662-5141
Attorney for Applicant

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
J. Michael Ramstack, Ph.D., et al.

Application No.: 10/022,859-Conf. #1415

Group Art Unit: 1615

Filed: December 20, 2001

Examiner: Amy E. Pulliam

For: PREPARATION OF MICROPARTICLES
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Examiner Amy Pulliam
United States Patent and Trademark Office
Group Art Unit 1615
Crystal Mall 1
1911 South Clark Place
Arlington, VA 22202

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The documents listed below were filed by applicants in the U.S. Patent and Trademark Office (PTO) on August 28, 2002, as evidenced by the copy of the post card date-stamped by the PTO (listed below as item 1). A copy of each of the documents listed below is submitted herewith for entry and action by the PTO. As noted by Examiner Pulliam in the telephone message of July 30, 2003, upon receipt of the attached documents, the Office Action mailed July 24, 2003 will be vacated, the preliminary amendment filed August 28, 2002 will be entered, and a new office action will be issued on the claims after entry of the preliminary amendment. As the preliminary amendment was originally filed on August 28, 2002 and not acted upon due to error on the part of the PTO, applicants respectfully submit that the preliminary amendment is

in acceptable form in accordance with the rules in affect on August 28, 2002, and not subject to the provisions of 37 C.F.R. § 1.121 that are effective as of July 30, 2003.

1. Copy of date stamped postcard evidencing receipt by the PTO on August 28, 2002 of the documents listed below as items 2-9;

2. Transmittal Letter;

3. Fee Transmittal;

4. Amendment Transmittal Letter;

5. Preliminary Amendment;

6. Supplemental Information Disclosure Statement;

7. Form PTO/SB/08A;

8. One cited document; and

9. Check No. 300679 for \$336 to cover the additional claims fee.

It is not believed that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to our Deposit Account No. 50-0740.

CONCLUSION

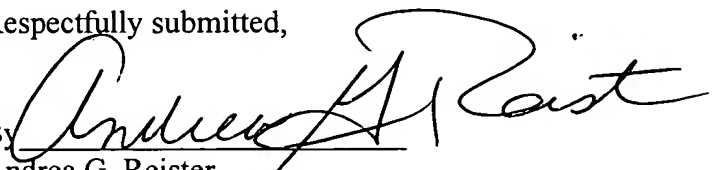
The Examiner is respectfully requested to enter the preliminary amendment, consider the Information Disclosure Statement, vacate the outstanding office action dated July 24, 2003, and

issue a new office action. In the event that communication with the undersigned will expedite prosecution of this application, the Examiner is requested to contact the undersigned at the number provided.

Dated: July 31, 2003

Respectfully submitted,

By


Andrea G. Reister

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Washington, DC 20004-2401
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REFERENCE NO.	INVOICE NO.	INV. DATE	INVOICE AMOUNT	REQ. NO.	DESCRIPTION
977416 000166.00108	001450	08-26-02	336.00	04290	COMMISSIONER OF PATENTS AND TRADEMARKS - Additional claims fee for 00166.00108-US01 (MBN)
TOTAL			\$336.00	DISCNT	\$.00 NET \$336.00

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